1284916

# **DEFENSE SUBPOENA**

(Criminal Rule 17)

RECEIVED FOR FILING 05/24/2019 11:54:25 NAILAH K. BYRD, CLERK

THE STATE OF OHIO

PRECIPE

Cuyahoga County

Case Number: CR-19- 636461 -A

To the Sheriff of Cuyahoga County: You are hereby commanded to summon: CUYAHOGA COUNTY DEPARTMENT OF LAW 2079 E. 9TH STREET CLEVELAND, OH 44115-0000 JUDGE: PATRICIA COSGROVE

ROOM: CH3B

IN LIEU OF APPEARANCE, PLEASE PROVIDE THE MATERIALS IDENTIFIED IN THE ATTACHED DUCES TECUM. \*\* SEE ATTACHMENTS.

Please Call Defense Attorney: ROGER M SYNENBERG at (216) 622-2727 BEFORE Appearing

### TO THE WITNESS

YOU ARE HEREBY ordered to appear, under penalty of law, before the COURT OF COMMON PLEAS, held at the Courts Tower - Justice Center, Lakeside and Ontario Streets, in the City of Cleveland, within and for said County, on the 25th day of June, 2019, at 01:00 o'clock P.M., to testify to all and singular such matters and things which you may know in a certain action in court pending, and then and there to be determined, between the STATE OF OHIO, plaintiff, and EMILY MCNEELEY (defendant 14506372), on the part of the DEFENSE.



WITNESS, NAILAH K. BYRD, Clerk Court of Common Pleas and the seal of said Court, as Cleveland, Ohio, this 29th day of May, A.D. 2019.

NAILAH K. BYRD, Clerk

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### WITNESS CERTIFICATION

	TIME		The within named witness has been discharged and did appear on the following dates:		
DATE	IN OUT		Before leaving the Courtroom, make sure the Prosecutor and/or Judge or Bailiff certifies the below form in order to correctly process your witness voucher. Take this completed certification to the Clerk's office – SECOND LEVEL.		
			PROSECUTOR, DEFENSE ATTORNEY AND	OR BAILIFF	
			DEPUTY CLERK	FILE DATE:	
			TO THE WITNESS: BRING THI	S COPY OF THE SUBPOENA AND I.D. WITH YOU.	
			NOTIC	E TO VICTIMS OF CRIME	
			If you are a Victim of a Violer	nt Crime and have been injured, you may qualify for	
				oga County Witness Victim Program at 443-7399.	

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NAILAH K. BYRD, Clerk

by	Marish X. Byrel	
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# EOD CHEDIERIC HER ONLY

<u>rok shekiri</u>	3 USE ONLY
RETURN OF SUBPOENA:	
On, I, their usual place of business or residence, a true and certified copy thereof	served the within named for him, them, at with all endorsements therein.

SHERIFF FEES	
Service and Returns\$	
Miles Traveled\$	CUYAHOGA COUNTY SHERIFF DEPT., Sheriff
Total \$	
	Deputy Sheriff



### Common Pleas Court of Cuyahoga County, Ohio

### Nailah K. Byrd, Clerk of Courts

## **Defense Subpoena Criminal Rule 17 Worksheet**

Case information:	To summon:		
Defendant: Emily McNeeley	.0	Cuyahoga Cour	ity Department of Law
Case number: CR-19-636461-A	Pirst name:  Cast name:  Address #1:		
Judge: Patricia Cosgrove MAT COSTON	Address #1:	2079 E 9th S	t
Courtroom: I O be determined	- Address #2 (option	onal):	
Attorney/Pro Se Party: Roger M. Synenberg	City/State/Zip:	Cleveland, O	hio 44115
Bar number: 0032517	Sity/State/Eip.	Attorney Service	Sheriff Service
Phone: 216-622-2727	. $\Box$	Process Server	Other
In lieu of appearance, please provide the mater	rials identified in	n the attached Duc	es Tecum.
Appearance:  Date: 6/25/2019  Time: 1:00 P.M.			
Forthwith: Yes	No		

In lieu of E-Filing, this form is provided as a courtesy to allow the Clerk's staff to input information to generate a subpoena.

This form is not meant for service. Please deliver the completed form to the 2<sup>nd</sup> floor Justice Center Cuyahoga County Clerk of Courts, Criminal Division.

Per Ohio Criminal Rules of Procedure 17(D): A subpoena may be served by a sheriff, bailiff, coroner, clerk of court, constable, marshal, or a deputy of any, by a municipal or township policeman, by an attorney at law or by any person designated by order of the court who is not a party and is not less than eighteen years of age. Service of a subpoena upon a person named therein shall be made by delivering a copy thereof to such person or by reading it to him in person or by leaving it at his usual place of residence, and by tendering to him upon demand the fees for one day's attendance and the mileage allowed by law. The person serving the subpoena shall file a return thereof with the clerk. If the witness being subpoenaed resides outside the county in which the court is located, the fees for one day's attendance and mileage shall be tendered without demand. The return may be forwarded through the postal service, or otherwise.

## **Duces Tecum to Cuyahoga County**

For the period of 6/1/17-present, provide the contents of any and all stored electronic communications, including but not limited to, opened, unopened and deleted e-mail messages, sent and received emails, sent and received emails with attachments, drafts, conversations, and calendars between <a href="mailto:mmeyer@prosecutor.cuyahogacounty.us">mmeyer@prosecutor.cuyahogacounty.us</a> and the following Cuyahoga County employees:

Email Address	Cuyahoga County Employee
llockett@cuyahogacounty.us	Lenora Lockett
eswaisgood@euyahogacounty.us	Cory Swaisgood
mdgriffin@cuyahogacounty.us	Mark Griffin
ddavtovich@cuyahogacounty.us	Debbie Davtovich
mkeenan@cuyahogacounty.us	Maggie Keenan
dkennedy@cuyahogacounty.us	Dennis Kennedy
kschaefer@cuyahogacounty.us	Katie Schaefer
jmio@cuyahogacounty.us	Jeremy Mio
rtriozzi@cuyahogacounty.us	Bob Triozzi
ropre@ cuyahogacounty.us	Rich Opre
myoung@cuyahogacounty.us	Michael Young
jhay@cuyahogacounty.us	James (Jim) Hay

## \*Records should be provided in .pst format where applicable.

Records may be delivered via fax, e-mail, or mail to the following:

Roger M. Synenberg, Esq. Clare C. Moran, Esq. Matthew A. Kurz, Esq. Synenberg & Associates, LLC 55 Public Square, Ste. 1331 Cleveland, Ohio 44113

Fax: 216-622-2707

Email: rsynenberg@aol.com; cmoran@synenberg.com; mkurz@synenberg.com

If you have any questions, please contact Roger Synenberg, Clare Moran or Matthew Kurz at 216-622-2727.